

Message Text

CONFIDENTIAL

PAGE 01 PRETOR 03338 291429Z

56

ACTION AF-08

INFO OCT-01 EUR-12 IO-13 ISO-00 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 SCA-01 /081 W

----- 058951

R 291340Z JUL 76

FM AMEMBASSY PRETORIA

TO SECSTATE WASHDC 5024

INFO AMEMBASSY BONN

AMCONSUL CAPE TOWN

AMEMBASSY DAR ES SALAAM

AMCONSUL DURBAN

AMEMBASSY GABORONE

AMCONSUL JOHANNESBURG

AMEMBASSY LILONGWE

AMEMBASSY LAGOS

AMEMBASSY LONDON

AMEMBASSY LUSAKA

AMEMBASSY MAPUTO

AMEMBASSY MASERU

AMEMBASSY MBABANE

AMEMBASSY PARIS

USMISSION USUN NY

C O N F I D E N T I A L PRETORIA 3338

NOFORN

E.O. 11652: GDS

TAGS: SF, PGOV (TRANSKEI)

SUBJ: TRANSKEI CONSULAR JURISDICTION

REF: PRETORIA 3257, STATE 186114

1. PRIOR RECEIPT STATE 186114 TRANSKEI WAS SUBJECT GENERAL
INFORMAL DISCUSSION AT POL COUNSELORS LUNCHEON JULY 27,
HOSTED THIS MONTH BY AUSTRALIAN. ATTENDING WERE BRITISH,
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PAGE 02 PRETOR 03338 291429Z

WEST GERMAN, CANADIAN AND AMERICAN POL COUNSELORS AND

ITALIAN, SWEDISH AND DUTCH CHARGE'S. ALL DISCUSSION IS CONSIDERED INFORMAL AND OFF RECORD, AND SOURCES SHOULD BE PROTECTED.

2. ONLY GOVERNMENT TO HAVE TAKEN PUBLIC STAND IS BRITISH, WHO WILL NOT RECOGNIZE. MOST PRESENT HAVE SUBMITTED THOUGHTS TO THEIR CAPITALS ON PROS AND CONS OF RECOGNITION ITSELF BUT HAVE NOT RECEIVED SPECIFIC INSTRUCTIONS. THEY ASSUME THEIR GOVTS WILL NOT RECOGNIZE BUT UNCERTAIN ABOUT CONTEXT OF SURFACING RESPECTIVE POSITIONS.

3. DESPITE OAU STAND CALLING FOR NON-RECOGNITION, THERE IS ASSUMPTION THAT OVER COURSE OF TIME TRANSKEI MIGHT BE RECOGNIZED BY SOME. BLS COUNTRIES FACE DIFFICULT PROBLEMS IN CONNECTION NOT ONLY WITH TERRITORIAL PROXIMITY BUT WITH MEMBERSHIP IN SAME CUSTOMS UNION: IMPRESSION IS THAT OAU WILL OVERLOOK NECESSARY ACCOMMODATIONS IN THIS AREA. THOUGH MUCH MILITATES AGAINST IT, A FAINT POSSIBILITY IS PERCEIVED THAT SOME SOVIET BLOC STATE, OR POSSIBLY PRC, MIGHT MAKE ATTEMPTS TO DRAW CLOSER TO TRANSKEI IF WESTERN WORLD SEEMS TO BOYCOTT IT TIGHTLY AND IF DOING SO WOULD BE SEEN AS EFFORT TO UNDERMINE SOUTH AFRICA OVER THE LONGER TERM.

4. THERE WAS CLEAR CONSENSUS THAT AN EFFORT SHOULD BE MADE TO AVOID INsofar AS POSSIBLE CONFRONTATION SITUATIONS WITH TRANSKEI, WHICH IS EXPECTED GENRALLY TO BE COOPERATIVE, IN THE HOPE OF GAINING EVENTUAL RECOGNITION. ONLY BRITISH APPEAR TO HAVE BEGUN TO ANALYZE SPECIFIC PROBLEMS IN CONDUCT OF RELATIONS IN CONTEXT NON-RECOGNITION. (EMBASSY HAS DRAFT ON THIS SUBJECT IN PREPARATION). EUROPEAN STATES FACE SPECIAL PROBLEM IN THAT VISAS ARE NOT REQUIRED OF SOUTH AFRICANS AND THUS PRESENTATION OF TRANSKEI TRAVEL DOCUMENT TO LOCAL IMMIGRATION AUTHORITIES IN EUROPE COULD CAUSE EMBARRASSMENT. BRITISH THINK THEY MAY FOLLOW PRACTICE ALREADY ESTABLISHED ELSEWHERE OF HAVING THEIR CONSULATE IN DURBAN ISSUE SOME KIND OF "TRAVEL DOCUMENT" WHICH COULD BE RECOGNIZED AT BRITISH PORTS OF ENTRY. OTHERS THOUGHT THAT SOME KIND OF CERTIFICATE ON BLANK PAPER COULD BE WORKED OUT.

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PAGE 03 PRETOR 03338 291429Z

TM DUTCH CHARGE SAID HE WOULD PROBABLY ACKNOWLEDGE RECEIPT OF SAG NOTE (REFTELS) WITHOUT SUBSTANTIVE COMMENT. OTHERS SAID THEY HAD REFERRED ISSUE TO THEIR CAPITALS WITH RECOMMENDATION THAT NO REPLY OR ACTION BE TAKEN. SOME HAVE DEFINED JURISDICTION OF THEIR CONSULAR OFFICIALS IN GENERAL TERMS SUCH AS "REPUBLIC OF SOUTH AFRICA" OR "CAPE PROVINCE" WHICH WOULD NOT NECESSITATE ANY CHANGE

IN THEIR OWN DOCUMENTATION. BRITISH AND US CONSULAR OFFICERS HAVE EXEQUATORS WHICH INCLUDE MENTION OF SPECIFIC DISTRICTS, SOME OF WHICH WILL BE PART OF NEW TRANSKEI. THOUGHT WAS EXPRESSED THAT IF NO ACTION WERE TAKEN, SAG MIGHT BE LEFT WITH RESPONSIBILITY OF REVIEWING ITS OWN RECORD OF EX EQUATORS AND TAKING INITIATIVE FOR ISSUING NEW ONES WHERE REQUIRED. CONSENSUS WAS THAT IT WOULD BE BEST TO REMAIN COMPLETELY PASSIVE ON THIS MATTER, MAKING NEITHER COMMENT OR ACKNOWLEDGEMENT OF ANY SUCH ACTION BY SAG.

6. SEVERAL SAID THEY WOULD LOOK TO BRITISH AND US TO TAKE LEAD IN DEVELOPING SET OF PRACTICES WHICH ALL COULD USE AS GUIDELINES, AND REQUESTED THAT THEY BE KEPT INFORMED OF DECISIONS WE MIGHT REACH. NO PROMISES WERE MADE BY ANYONE.

7. IN SEPARATE CONVERSATION JULY 27, SPANISH AMBASSADOR VOLUNTEERED THAT HIS GOVERNMENT DID NOT PLAN TO RECOGNIZE TRANSKEI AND DID NOT PLAN TO RESPOND TO NOTE REGARDING CONSULAR JURISDICTION.
BOWDLER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INDEPENDENCE, RECOGNITION, TRANSKEI, DIPLOMATIC PERSONNEL
Control Number: n/a
Copy: SINGLE
Draft Date: 29 JUL 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ShawDG
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976PRETOR03338
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D760293-0807
From: PRETORIA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t1976079/aaaaahnc.tel
Line Count: 138
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION AF
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 76 PRETORIA 3257, 76 STATE 186114
Review Action: RELEASED, APPROVED
Review Authority: ShawDG
Review Comment: n/a
Review Content Flags:
Review Date: 23 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23 APR 2004 by CunninFX>; APPROVED <23 AUG 2004 by ShawDG>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: TRANSKEI CONSULAR JURISDICTION
TAGS: PGOV, SF
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006